#### **Amendment Number 1**

to

### Contract Number DIR-SDD-1891

#### between

# State of Texas, acting by and through the Department of Information Resources and

## Park Contractors, Inc. dba P&C Communications as successor to P&C Communications

This Amendment Number 1 to Contract Number DIR-SDD-1891 ("Contract") is between the Department of Information Resources ("DIR") and Park Contractors, Inc. dba P&C Communications as successor to P&C Communications ("Vendor"). DIR and Vendor agree to modify the terms and conditions of the Contract as follows:

- 1. By this Amendment Number 1, Park Contractors, Inc. dba P&C Communications expressly assumes all rights, obligations and liabilities, past, present, and future, under this Contract, and will hold DIR harmless from any claim by P&C Communications.
- 2. Park Contractors, Inc. dba P&C Communications hereby represents to DIR that it owns the Contract and agrees to perform all duties and obligations to be performed by Vendor under the above-mentioned Contract to the same extent as if it had been an original party thereto. Park Contractors, Inc. dba P&C Communications hereby represents to DIR that by the effective date of this amendment, that it is or will be registered as a Texas Vendor, with all necessary Texas taxpayer identification numbers with the Comptroller of Public Accounts and be in good standing with that office, and otherwise be authorized to do business with the State of Texas.
- 3. **Contract, Section 2, Term of Contract**, is hereby amended as follows:

DIR and Vendor hereby agree to extend the term of the Contract for one (1) year through August 24, 2014 or until terminated pursuant to the termination clauses contained in the Contract. Prior to expiration of the term, DIR and Vendor may extend the Contract, upon mutual agreement, for up to two (2) additional one-year terms.

4. Appendix A. Standard Terms and Conditions For Product and Related Services Contracts, is hereby restated in its entirety and replaced with the attached Appendix A. Standard Terms and Conditions For Product and Related Services Contracts dated 08/09/2013.

All other terms and conditions of the Contract as amended, not specifically modified herein, shall remain in full force and effect. In the event of conflict among the provisions, the order of precedence shall be Amendment Number 1 and then the Contract DIR-SDD-1891.

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**IN WITNESS WHEREOF,** the parties hereby execute this amendment to be effective as of the date of the last signature, but in all events, no later than August 24, 2013.

Park Contractors, Inc. dba P&C Communications
Authorized By: Signature on file
Name: <u>Daniel Park</u>
Title: President
Date: 8/26/13
The State of Texas, acting by and through the Department of Information Resources
Authorized By: Signature on file
Name: Karen Robinson
Title: Executive Director
Date: 9-10-13
Office of General Counsel: <u>Signature on file 9-6-13</u>